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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jeffrey P. Gambino, et al.

Examiner: Lynne Ann Gurley

Serial No.: 10/707,811

Docket: BUR920020121US1(16760)

Filed: January 14, 2004

Art Unit: 2812

**For: SACRIFICIAL INORGANIC
POLYMER INTERMETAL DIELECTRIC
DAMASCENE WIRE AND VIA LINER**

Date: May 25, 2004

Confirmation No: 1810

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §§1.111 AND 1.143


Sir:

In response to the Office Action dated May 5, 2004, applicants provisionally elect, without traverse, the subject matter of Group I, i.e., Claims 1-18, for continued prosecution in the above-identified patent application.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: May 25, 2004


Steven Fischman

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Garden City, New York 11530
(516) 742-4343 - Telephone
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e-mail: intprop@ssmp.com

**SCULLY, SCOTT, MURPHY
& PRESSER**

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MAY 25 2004

To:	Examiner Lynne Ann Gurley GROUP ART UNIT: 2812	From:	Steven Fischman.
Fax:	(703)-872-9306	Pages:	7 (including fax cover sheet)
Phone:		Date:	May 25, 2004
Re:	Jeffrey P. Gambino, et al. U.S. Serial No. 10/707,811 Docket: 16760	cc:	

RESPONSE UNDER 37 C.F.R. §1.111 and 1.143


COMMENTS:

Transmitted herewith are the following:


1. Amendment Transmittal letter (in duplicate)
2. Response Under 37 C.F.R. §1.111 and 1.143
3. Certificate of Transmission by Facsimile, dated May 25, 2004 (in duplicate)

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.
Applicant(s): Jeffrey P. Gambino, et al.			BUR920020121US1 (16760)
Serial No. 10/707,811	Filing Date January 14, 2004	Examiner Lynne Ann Gurley	Group Art Unit 2812
Invention: SACRIFICIAL INORGANIC POLYMER INTERMETAL DIELECTRIC DAMASCENE WIRE AND VIA LINER			
<p>I hereby certify that this <u>Response Under 37 C.F.R. 1.111 and 1.143</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>May 25, 2004</u> (Date)</p> <p style="text-align: right;"><u>Steven Fischman</u> (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: right;"> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			


P18/REV01

AMENDMENT TRANSMITTAL LETTER (Large Entity)			Docket No. BUR920020121US1 (16760)		
Applicant(s): Jeffrey P. Gambino, et al.					
Serial No. 10/707,811	Filing Date January 14, 2004	Examiner Lynne Ann Gurley	Group Art Unit 2812		
Invention: SACRIFICIAL INORGANIC POLYMER INTERMETAL DIELECTRIC DAMASCENE WIRE AND VIA LINER					
<u>TO THE COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	24 -	24 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0.56/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 _____ Signature			Dated: May 25, 2004		
Steven Fischman Registration No. 34,594 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343 SF:HAH:kc			I certify that this document and fee is being deposited with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. <div style="border-top: 1px solid black; text-align: center;"> Signature of Person Mailing Correspondence </div> <div style="border-top: 1px solid black; text-align: center;"> Typed or Printed Name of Person Mailing Correspondence </div>		
CC:					

P11LARGE/REV08

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. BUR920020121US1 (16760)
Applicant(s): Jeffrey P. Gambino, et al.			
Serial No. 10/707,811	Filing Date January 14, 2004	Examiner Lynne Ann Gurley	Group Art Unit 2812
Invention: SACRIFICIAL INORGANIC POLYMER INTERMETAL DIELECTRIC DAMASCENE WIRE AND VIA LINER			
<p>I hereby certify that this <u>Response Under 37 C.F.R. 1.111 and 1.143</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>May 25, 2004</u> (Date)</p> <p style="text-align: right;"><u>Steven Fischman</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

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Applicant(s): Jeffrey P. Gambin , et al.					
Serial No. 10/707,811	Filing Date January 14, 2004	Examiner Lynne Ann Gurley		Group Art Unit 2812	
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INDEP. CLAIMS	4 -	4 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
 <input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0456/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: May 25, 2004		
Steven Fischman Registration No. 34,594 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343 SF:HAH:kc			<div style="border: 1px solid black; padding: 5px;"><p>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p><p style="text-align:center">_____ Signature of Person Mailing Correspondence</p><p style="text-align:center">_____ Typed or Printed Name of Person Mailing Correspondence</p></div>		
CC: .					

P11LARGE/REV06